

Maryland Department of the Environment
Land Management Administration

Notice of Final Approval of Required Plan for Coverage under the General Discharge Permit for
Animal Feeding Operations (AFOs)

In accordance with Section 9-234 of the Environment Article, Annotated Code of Maryland, the Maryland Department of the Environment (the “Department”) is providing notice of its Final Approval of the required plan for coverage under the General Discharge Permit for Animal Feeding Operations (GD Permit) for the Hai Xuan Ha Farm located at 8239 Newark Road, Newark, Worcester County, Maryland.

The Department issued its preliminary approval for coverage of the referenced farm on December 17, 2015. A public hearing was held on February 23, 2016 regarding the Department’s preliminary approval. The Final Approval is based upon the Department’s review of the required plan submitted by the applicant, Hai Xuan Hai, and upon testimony and evidence presented during the public hearing and during the public comment period, which ended on the close of business on February 29, 2016.

As a result of testimony and evidence, and in accordance with Code of Maryland Regulations (COMAR) 26.08.04.09N(3)(l) (iv), the Department’s decision is to register the referenced farm under the GD Permit.

Pursuant to COMAR 26.08.04.09N(3)(c), public notification of the Department’s Final Approval has been posted on the AFO public information search report on the Department’s web site (www.mde.maryland.gov). The Department’s Final Approval and supporting documents will be available for public review at the Department by appointment.

A person aggrieved by the Department’s Final Approval may request a contested case hearing in accordance with COMAR 26.08.04.09N(3)(l)(ii) by submitting a written request within 15 calendar days after publication of this notice to Ms. Hilary Miller, Director, Land Management Administration, 1800 Washington Blvd., Baltimore, MD 21230-1719. The form and content of a contested case hearing shall be consistent with COMAR 26.08.04.08K(2) and (3).

For further information regarding this notice or to schedule an appointment to review the Department’s Final Approval, please contact Mr. Gary F. Kelman, Chief, Animal Feeding Operation Division, at (410) 537-3314.